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**[EXEMPT FROM FILING FEES  
PURSUANT TO GOVERNMENT  
CODE § 6103]**

8 Attorneys for Defendants  
9 CITY OF PALOS VERDES ESTATES and  
10 CHIEF OF POLICE JEFF KEPLEY

11 **UNITED STATES DISTRICT COURT**  
12 **CENTRAL DISTRICT OF CALIFORNIA; WESTERN DIVISION**

12 CORY SPENCER, an individual;  
13 DIANA MILENA REED, an  
14 individual; and COASTAL  
15 PROTECTION RANGERS,  
16 INC., a California non-profit  
17 public benefit corporation,

16 Plaintiffs,

17 v.

18 LUNADA BAY BOYS; THE  
19 INDIVIDUAL MEMBERS OF  
20 THE LUNADA BAY BOYS,  
21 including but not limited to  
22 SANG LEE, BRANT  
23 BLAKEMAN, ALAN  
24 JOHNSTON aka JALIAN  
25 JOHNSTON, MICHAEL RAE  
26 PAPAYANS, ANGELO  
27 FERRARA, FRANK FERRARA,  
28 CHARLIE FERRARA and N.F.;  
CITY OF PALOS VERDES  
ESTATES; CHIEF OF POLICE  
JEFF KEPLEY, in his  
representative capacity; and  
DOES 1-10,

26 Defendants.

Case No. 2:16-cv-02129-SJO-RAO

Assigned to District Judge:  
Hon. S. James Otero; Courtroom: 10C  
@ 350 W. First Street, L.A., CA 90012

Assigned Discovery:  
Magistrate Judge: Hon. Rozella A. Oliver

**[Exempt From Filing Fees Pursuant To  
Government Code § 6103]**

**DECLARATION OF CHRISTOPHER D.  
GLOS IN SUPPORT OF CITY OF  
PALOS VERDES ESTATES AND CHIEF  
OF POLICE JEFF KEPLEY'S REPLY  
TO PLAINTIFFS' OPPOSITION TO  
MOTION FOR SUMMARY JUDGMENT  
OR, IN THE ALTERNATIVE,  
SUMMARY ADJUDICATION**

[Filed concurrently with Reply; Opposition &  
Objections to Request for Judicial Notice;  
Evidentiary Response to Additional Material  
Facts; Evidentiary Objections]

[FRCP Rule 56]

Date: September 5, 2017  
Time: 10:00 a.m.  
Ctm.: 10C; Hon. S. JAMES OTERO

Complaint Filed: March 29, 2016  
Trial: November 7, 2017

**DECLARATION OF CHRISTOPHER D. GLOS**

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I, Christopher D. Glos, declare as follows:

1. I am a partner with the law firm Kutak Rock, LLP, counsel of record for Defendants City of Palos Verdes Estates (the “City”) and Chief of Police Jeff Kepley (“Kepley”) in the above captioned action. I am a member in good standing of the State Bar of California. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would competently testify to such facts under oath.

2. Plaintiffs served an Amended Notice of Deposition of Person Most Knowledgeable for Defendant City of Palos Verdes Estates (“Amended Deposition Notice”). Please find attached hereto as Exhibit “I” a true and correct copy of the Amended Deposition Notice. The Amended Deposition Notice sets forth a number of examination categories. The City produced Tony Best, Police Captain, to address Beaches and Surfing within Palos Verdes Estates; City Policing; and City [Police Department] Non-Discrimination Efforts. It produced Tony Dalherbruch, City Manager, address City Non-Discrimination Efforts and City Document Retention and Deputy City Manager Sheri Repp Loadsman to address the California Coastal Act and the City’s Local Coastal Program.

3. The Amended Deposition Notice, while setting forth numerous examination categories, does not identify a category regarding (1) “traffic citations issued to non-residents versus residents”; (2) “traffic citations issued to persons of color versus Caucasians”; (3) “bookings of non-residents versus residents”; and (4) “bookings in the City jail involving persons of color versus Caucasians”. Plaintiffs AMPF 137-138 and 146-147 improperly insinuate that the City should have been prepared to address questions on topics not noticed. *See* Exhibit “I”.

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1 4. Moreover, the Amended Deposition Notice does not request  
2 documents or data. Still Plaintiffs AMPG 137-138 and 146-147 improperly  
3 insinuate that the City failed to produce evidence at the depositions. See Exhibit  
4 “I”.

5 5. Plaintiffs’ PAMF 189 and 191 insinuate the City withheld evidence.  
6 Please find attached hereto as Exhibit “J” a true and correct copy of the City’s  
7 Responses to Plaintiff Cory Spencer’s Interrogatories (Set Two) regarding  
8 discovery seeking access to police officer’s personal cell phones. The responses are  
9 dated April, 2017. The Exhibit, as well as the exhibit attached to Exhibit “J” shows  
10 Plaintiffs were aware months before the June 22, 2017 deposition of Steven Barber  
11 that the Palos Verdes Police Officer’s Association – not a part of the City –  
12 objected to the production of police officer personal cell phone data.

13 6. Please find attached hereto as Exhibit “K” true and correct copies of  
14 select portions of Steven Barber’s June 22, 2017 Deposition that was not included  
15 in Plaintiffs’ evidence. It shows that Sergeant Barber was represented at his  
16 deposition by this personal attorney.

17 7. Please find attached hereto as Exhibit “L” true and correct copies of  
18 additional select portions of the November 18, 2016 deposition testimony of Anton  
19 Dahlerbruch.

20 8. Please find attached hereto as Exhibit “M” true and correct copies of  
21 select portions of the Kenneth Claypool’s June 13, 2017 Deposition.

22 9. Please find attached hereto as Exhibit “N” true and correct copies of  
23 select portions of the July 12, 2017 Deposition of the City of Palos Verdes Estates  
24 through and by Tony Best.

25 10. Please find attached hereto as Exhibit “O” true and correct copies of  
26 additional select portions of Jeff Kepley’s October 10, 2016 Deposition.

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11. Please find attached hereto as Exhibit “P” true and correct copies of selection portions of Catherine Placek’s June 23, 2017 Deposition.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct to the best of my knowledge.

Executed this 7<sup>th</sup> day of August 2017 at Irvine, California.

s/ Christopher D. Glos  
Christopher D. Glos